

DRAFT MINUTES OF SEA CLIFF VILLAGE BOARD
March 12, 2018

The meeting of the Incorporated Village of Sea Cliff was held on Monday, March 12, 2018, at 7:00 p.m. at Village Hall to discuss various Village matters.

Present: Edward Lieberman, Mayor
 Kevin McGilloway, Deputy Mayor
 Robin Maynard, Village Trustee
 Dina Epstein, Village Trustee
 Deborah McDermott, Village Trustee
 Brian Stolar, Village Attorney
 Marianne Lennon, Village Clerk
 Bruce Kennedy, Village Administrator

Welcome to the Board Meeting of March 12, 2018

Girl Scout Troops 64 and 36 led the audience in the Pledge of Allegiance.

Mayor's Report

Public Hearing on Bill VSC 1801: A local law to amend the Code of the Village of Sea Cliff, in relation to regulating the use of single-use carryout bags.

Trustee Epstein, liaison to the Environmental Conservation Committee, gave a brief synopsis of the proposed Bill.

The Public Hearing was opened for Public Comment:

- “Bag It” film was very informative
- Look into string bags for vegetables
- Representative from HHPC was in full support of the law
- Wonderful idea, welcome form of legislation

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Public Hearing was closed.

Trustee Epstein offered the following resolution for adoption:

RESOLUTION NO. 11, YEAR 2018

The Board discussed the environmental impact of proposed VSC Local Law 1801. On motion duly made by Trustee Epstein, seconded by Trustee Maynard, and adopted unanimously, the Board adopted the following resolution with respect to the environmental impact of the proposed local law:

RESOLVED, that the Board hereby finds and concludes that

- (a) the proposed local law is an Unlisted action under the State Environmental Quality Review Act and its regulations;
- (b) the Board is the lead agency with respect to environmental review of this proposed action;
- (c) the Board has considered the following factors in respect to its review of the environmental impacts of the proposed action:
 - (i) whether the proposed action would result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
 - (ii) whether the proposed action would result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the

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movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;

- (iii) whether the proposed action would impair the environmental characteristics of any Critical Environmental Area;
- (iv) whether the proposed action would conflict with the community's current plans or goals as official approved or adopted;
- (v) whether the proposed action would impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
- (vi) whether the proposed action would result in a major change in the use of either the quantity or type of energy;
- (vii) whether the proposed action would create a hazard to human health;
- (viii) whether the proposed action would create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- (ix) whether the proposed action would encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
- (x) whether the proposed action would create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
- (xi) whether the proposed action would create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
- (xii) whether the proposed action would result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;

(d) the proposed action, would not have a significant adverse environmental impact, as that impact is considered under SEQRA; and

(e) no further environmental review is required with respect to the proposed action.
And be it

FURTHER RESOLVED, that Bill VSC 1801: A local law to amend the Code of the Village of Sea Cliff, in relation to regulating the use of single-use carryout bags, is hereby adopted as Local Law No. 2, Year 2018.

Seconded by Trustee Maynard and unanimously approved by those present.

Public Hearing: to solicit proposals for housing and community development projects that the Village should undertake during the 2018-2019 program year.

Erinn McDonnell, Community Development Administrator, gave a presentation to the Board. Projects requested included Senior Lunch Program, Picnic, Outreach Program, Residential Rehab and Transportation Program in the amount of \$69,200.

The Public Hearing was opened for Public Comment.

On a motion by Trustee Epstein, seconded by Trustee Maynard and unanimously approved by those present, the Public Hearing was closed.

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Deputy Mayor McGilloway offered the following resolution for adoption:

RESOLUTION NO. 12, YEAR 2018

A RESOLUTION AUTHORIZING THE SUBRECIPIENT TO ENTER INTO AN AGREEMENT WITH THE COUNTY OF NASSAU FOR THE 44th PROGRAM YEAR, FOR THE PURPOSE OF UNDERTAKING A COMMUNITY DEVELOPMENT PROGRAM UNDER TITLE I OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development is authorized under Title I of the Housing and Community Development Act of 1974, as amended, to make grants to states and other units of general local government to help finance Community Development Programs; and

WHEREAS, the Secretary of the U.S. Department of Housing and Urban Development has approved a Community Development Program; and

WHEREAS, pursuant to said Cooperative Agreement, the **COUNTY** and the **SUBRECIPIENT** have agreed to undertake project activities using Community Development Block Grant Funds to be received by the **COUNTY** from the U.S. Department of Housing and Urban Development; and

WHEREAS; the Secretary of the U.S. Department of Housing and Urban Development has approved an application for Community Development Block Grant Funds, under Title I of the Housing and Community Development Act of 1974, as amended by the **COUNTY** and;

WHEREAS, the Board of Trustees of the Incorporated Village of Sea Cliff deems it to be in the public interest for the **SUBRECIPIENT** to enter into said proposed Agreement for the purpose of undertaking project activities therein set forth, under Title I of the Housing and Community Development Act of 1974, as amended.

NOW, THEREFORE, BE IT RESOLVED, that Mayor Edward Lieberman be and he hereby is authorized to execute an Agreement between the **SUBRECIPIENT** and the County of Nassau for the purpose of undertaking project activities under Title I of the Housing and Community Development Act of 1974, as amended.

Seconded by Trustee Maynard and unanimously approved by those present.

Girl Scout Troops 64 and 36 presented to the Board, the Bronze Award Project Presentation: The Learning Wall, a painted mural near Sea Cliff Beach.

On a motion by Trustee McDermott, seconded by Deputy Mayor McGilloway and unanimously approved by those present, the Board approved the Bronze Award Project, conditioned upon final approval by the Village Administrator.

The Mayor acknowledged Peter Liotta and Boy Scout Daniel Roper who were involved in a lifesaving incident over the summer. They helped aid in the rescue a drowning man who fell off a boat in the sound. The Boy Scouts of America's National Council reviewed the incident and had decided to bestow Daniel with a National Certificate of Merit, which is a high honor.

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Mayor Lieberman announced:

The following is a true and correct list of all nominations for the offices to be filled at the Village Election to be held at the Department of Public Works, 66 Altamont Avenue, in the Village of Sea Cliff, Nassau County, New York on Tuesday, March 20, 2018, between the hours of Noon and 9:00 P.M., certified by the Village Clerk pursuant to the provisions of the Election Law:

Candidates nominated by the Civic Progress Committee:

HENRIETTE ROHL, 29 8th Avenue, Sea Cliff, N. Y., for Village Trustee for a term of two years.

KEVIN McGILLOWAY, 307 8th Avenue, Sea Cliff, N. Y., for Village Trustee for a term of two years.

CHARLES PARISI, 58 Park Way, Sea Cliff, N. Y., for Village Justice for a term of four years.

Candidates nominated by the Sea Cliff Open Government Party:

TERRYL DONOVAN, 288 Sea Cliff Avenue, Sea Cliff, N. Y., for Village Trustee for a term of two years.

ELIZABETH BARON, 114 Carpenter Avenue, Sea Cliff, N.Y., for Village Trustee for a term of two years.

Trustee Reports:

Deputy Mayor McGilloway

On a motion by Deputy Mayor McGilloway, seconded by Trustee McDermott and unanimously approved by those present, the following Abstract was approved and the Board directed the Village Treasurer to make payments on account of the claims in such abstract:

Abstract No. 1.03.2018 in the amount of \$206,907.28

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Minutes of March 5, 2018 were hereby approved.

Deputy Mayor McGilloway offered the following resolutions for adoption:

RESOLUTION NO. 13, YEAR 2018

RESOLVED, that on March 8, 2018, bids for the Interior Renovation Project were opened publically, and

BE IT FURTHER RESOLVED, that the bid proposal of I Paint & Contract, Inc., at a cost of \$62,250.00 is hereby accepted, and the Board has determined that I Paint & Contract, Inc. is the lowest responsible bidder, and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized on behalf of the Village to execute a contract with I Paint & Contract, Inc., for the proposed work pursuant to the terms and conditions set forth in the bid request and in the proposal submitted I Paint & Contract, Inc., subject to approval of the Village Attorney as to the contract form; and

BE IT RESOLVED, that upon contract execution, the Village Administrator is directed to issue a Notice to Proceed to I Paint & Contract, Inc.

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Seconded by Trustee Maynard and unanimously approved by those present.

RESOLUTION NO. 14, YEAR 2018

WHEREAS, the Village has solicited competitive bids for the Sea Cliff Fire Department Firehouse Window and Façade Rehabilitation; and

WHEREAS, one sealed bid was received pursuant to such solicitation, and has been reviewed; and

WHEREAS, the Village Grants Administrator has advised that the bid received substantially exceeds the funds appropriated and available for this project, and that it would be in the best interests of the Village to reject the sole bid and advertise again for sealed competitive bids;

NOW, THEREFORE IT IS,

RESOLVED, that the Board of Trustees of the Village of Sea Cliff hereby finds and concludes that the sole bid received substantially exceeds the funds appropriated and available for this project, and that it is in the best interests of the Village that the bid submitted be, and hereby is, rejected; and

RESOLVED, that the Board of Trustees hereby authorizes the Village Grants Administrator and any other involved department to prepare and advertise specifications and a new request for sealed bids for such project as may be required by law; and it is further

RESOLVED, that any bid deposit received in relation to the bid shall be returned to the bidder, unless the bidder requests that its bid deposit be retained and applied to a bid submitted in response to the new advertisement.

Seconded by Trustee Epstein and unanimously approved by those present.

On a motion by Deputy Mayor McGilloway, seconded by Trustee McDermott and unanimously approved by those present, the Mayor was authorized to sign a modified agreement with Pixellence, Inc.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Epstein and unanimously approved by those present, the Mayor was authorized to execute the application to the DEC relating to wetlands jurisdiction; authorizing Meyer, Suozzi, English & Klein, P.C. to finalize an agreement with the owner of the property regarding conditions that they have requested in connection with the application and any additional and approving an expenditure of not more than \$2,000 to obtain a survey depicting the plantings.

On a motion by Deputy Mayor McGilloway, seconded by Trustee McDermott and unanimously approved by those present, the following Facility Use Permits were approved:

Application by Mike Lennon to use Elm Park on March 30th and close Dayton Ave between Elm and Cedar from 9:30am to noon.

Application by SC Arts Council to use the Village Green on May 11th from 5pm to 9pm for the “Warm Up”.

Application of SC Arts Council to use Sea Cliff Avenue between Main Avenue and Roslyn Avenue for “SC Spring Fest ’18. Request for Sea Cliff Avenue from Main Avenue to Roslyn Avenue be closed to traffic from 9:00am to 6:00pm.

Application by Mutual Concerns to use Sea Cliff Beach on August 18th for a fundraiser from 5:00pm to 10:30pm.

Deputy Mayor McGilloway reported on his liaison committees:

- **Library** – Offbeat Artifacts Sale on April 21st rain date April 22nd
- **Tech Task Force** – next meeting is March 28th
- **Museum** – has submitted a wish list for next year’s budget

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Trustee Epstein

Trustee Epstein reported on her liaison committees:

- **Environmental Conservation Commission** – had 2 showing of “Bag It” this month
- **Tree Committee**- approved plantings for this spring
- **Traffic and Safety Committee** – is spearheading a “ride your bike to school” on May 9th

Trustee Maynard

Trustee Maynard reported on her liaison committees:

- **Beach**- lifeguards are needed for the 2018 beach season
- **Fire Department**: Report for February 2018:
General Fire - 9
Ambulance – 19

Trustee Maynard swore in a new member to the Fire Department - Daniel Schweiger – Hook and Ladder

The Board discussed a request for honorary street signs to honor former Chief Michael Hallquest, who tragically passed away. After such discussion, on motion made by Trustee Maynard, seconded by Deputy Mayor McGilloway, and adopted unanimously, the Board adopted the following resolution:

RESOLUTION NO. 15, YEAR 2018

WHEREAS, the Fire Department has requested that a portion of Roslyn Avenue, running from Sea Cliff Avenue to Maple Avenue, be designated an honorary street to recognize and honor Chief Michael Hallquest, who passed away tragically while serving the Village as the Fire Department Chief, and

WHEREAS, the Board has considered the request and recognizes the importance of this designation,

NOW, THEREFORE, the Board:

- A.** Finds and concludes, with respect to the State Environmental Quality Review Act and its regulations, that
- (a) the approval of the honorary street name and placement of appropriate signage is an Unlisted action under the State Environmental Quality Review Act and its regulations;
 - (b) the Board is the lead agency with respect to environmental review of this proposed action;
 - (c) the Board has considered the following factors in respect to its review of the environmental impacts of the proposed action:
 - (i) whether the proposed action would result in any substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels, nor any substantial increase in solid waste production, nor create a substantial increase in the potential for erosion, flooding, leaching or drainage problems;
 - (ii) whether the proposed action would result in the removal or destruction of large quantities of vegetation or fauna, substantial interference with the movement of any resident or migratory fish or wildlife species, impacts on a significant habitat area, substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species, or other significant adverse impacts to natural resources;
 - (iii) whether the proposed action would impair the environmental characteristics of any Critical Environmental Area;
 - (iv) whether the proposed action would conflict with the community’s current plans or goals as official approved or adopted;
 - (v) whether the proposed action would impair the character or quality of important historical, archeological, architectural or aesthetic resources or of existing community or neighborhood character;
 - (vi) whether the proposed action would result in a major change in the use of either the quantity or type of energy;

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- (vii) whether the proposed action would create a hazard to human health;
 - (viii) whether the proposed action would create a substantial change in the use, or intensity of use, of land, including agricultural, open space or recreational resources, or in its capacity to support existing uses;
 - (ix) whether the proposed action would encourage or attract large numbers of persons to any place for more than a few days, compared to the number who would come to such place without such action;
 - (x) whether the proposed action would create changes in two or more elements of the environment, no one of which would have a significant impact on the environment, but when taken considered together would result in a substantial adverse impact on the environment;
 - (xi) whether the proposed action would create substantial adverse impacts when considered cumulatively with any other actions, proposed or in process;
 - (xii) whether the proposed action would result in substantial adverse impact with respect to any relevant environmental consideration, including noise, aesthetics, traffic, air quality, water quality or adequacy of water supply, drainage, soil conditions, or quality of life in the community in general and the immediate neighborhood in particular;
- (d) the proposed action, would not have a significant adverse environmental impact, as that impact is considered under SEQRA; and
- (e) no further environmental review is required with respect to the proposed action.

B. The Board approves the designation of Roslyn Avenue, from Sea Cliff Avenue to Maple Avenue, as an honorary street named “Chief Michael Hallquest Avenue”, and authorizes the placement of signs so identifying the street at the corners of Roslyn Avenue and Sea Cliff Avenue, Roslyn Avenue and 12th Avenue and Roslyn Avenue and Maple Avenue.

Trustee McDermott

Trustee McDermott reported on her liaison committees:

- **Coalition Against Substance Abuse** - next meeting is scheduled for March 21st.
- **Youth Committee** – discussion of possible location for a youth center, funding, staffing and programs.

Village Administrator

Bruce Kennedy reported that the Assessment Review Board will meet on March 14th.

Village Counsel

Mr. Stolar announced that the Village will put a link on the website to the Public Service Commission for residents to submit any documentation with regard to the New York American Water’s petition for reconciliation and the Public Service’s investigation of NYAW.

Mr. Stolar reported that owners of 14 Bay Avenue will be going before the Planning Board on March 14th.

Public Comment:

- Resident concern over vacant building on Woodridge Lane
- Resident thanked Board for honoring Chief Michael Hallquest
- Board should have purpose and scope for community center before we spend money
- Concern with garbage being put out too early

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- Invitation to walk in the baseball opening day parade
- Discussion of baseball field conditions
- Policy on vacant properties
- Concerns over erosion at 14 Bay Avenue and domino effect
- Youth center would be a benefit, but plan should be in place before purchase
- Policy or process for information to residents
- Agendas could be more specific

On a motion by Trustee Maynard, seconded by Trustee McDermott and unanimously approved by those present, the Board awarded the Fence Repair at Clifton Park to Williams Fence Company in the amount of \$16,250.

On a motion by Deputy Mayor McGilloway, seconded by Trustee Maynard and unanimously approved by those present, the meeting adjourned at 9:30pm.

Marianne Lennon
Village Clerk